1	Alan J. Kessel (Cal. Bar No.: 130707) Keli N. Osaki (Cal. Bar No.: 179920) Sandeep J. Shah (Cal. Bar No.: 210449)						
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5	Telephone: (949) 760-1121 Facsimile: (949) 720-0182 sshah@buchalter.com						
6	Attorneys for Plaintiff DIRECTV, INC.						
7	Thomas of Thinair Birds 11, 110.						
8	UNITED STATES DISTRICT COURT						
9	NORTHERN DISTRICT OF CALIFORNIA						
10	SAN FRANCISCO DIVISION						
11	DIRECTV, INC., a California corporation,	CASE NO. CV-04-3819 EDL					
12	Plaintiff,	Hon. Elizabeth D. Laporte					
13	vs.	REQUEST FOR VOLUNTARY DISMISSAL OF DEFENDANT PAUL TAN; [PROPOSED]					
14	PAUL TAN,	ORDER THEREON					
15	Defendant.						
16							
17							
18	Pursuant to Fed. R. Civ. P. 41(a)(2), Plaintiff DIRECTV, Inc. ("DIRECTV")						
19	hereby respectfully requests that the Court enter an Order dismissing the above-captioned action						
20	with prejudice as to Defendant PAUL TAN ("Defendant"). This request is made on the grounds					
21	that Defendant and DIRECTV have entered into an agreement settling this matter. Pursuant to						
22	the terms of that agreement, DIRECTV agreed to voluntarily dismiss this action against						
23	Defendant, each party to bear its own attorneys' fees and costs incurred in this action to date.						
24	Defendant answered the Complaint on or about October 20, 2004. DIRECTV,						
25	therefore, cannot unilaterally voluntarily dismiss this action against Defendant absent a Court						
26	order. Fed. R. Civ. P. 41(a). Accordingly, DIRECTV respectfully requests the entry of such an						
27	order dismissing Defendant with prejudice.						
28	///						
	BNFY 557357v1	-1- (CV-04-3819 EDL) SMISSAL OF DEFENDANT PAUL TAN;					

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1	Defendant PAUL TAN is the last remaining active Defendant in this action. This					
2	entire action as to all remaining claims is therefore terminated in full.					
3	DATED: Mag	y 25, 2005	Respectfully Submitted,			
4				TER, NEMER, FIELDS ional Corporation	S & YOUNGER	
5						
6			By:	/s/Sandeep J. Sh	nah	
7 8			Attorr	Sandeep J. Shaneys for Plaintiff DIREC	h TV, Inc.	
9			ORDER	<u>R</u>		
10		Having read the foregoing	g Request for	- r Voluntary Dismissal of	f Defendant PAUL	
11	TAN filed by	Plaintiff DIRECTV, Inc., a	and such oth	er pleadings and papers	deemed appropriate	
12	by the Court,	and GOOD CAUSE appear	ring therefor	e, the Court ORDERS a	s follows:	
13	1.	This action is hereby disn	nissed with p	orejudice as against Defe	endant PAUL TAN;	
14	2.	Each party shall bear its o	own attorney	's fees and costs incurred	d in this action to	
15	date; and					
16	3.	As Defendant TAN is the	last remaini	ng active Defendant in t	his action, this entire	
17	action as to all remaining claims is hereby terminated in full.					
18				IT IS SO ORDI	RED	
19	DATED: N	lay 27, 2005	-	Shijah ? O.		
20				Honorable Eax Judge Envances. United States District Co	Eur 959	
21]	Northern District of Call	Fornia	
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28	BNFY 557357v1		-2-		(CV-04-3819 EDL)	
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